

May 15, 2018

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on May 15, 2018, 10:03 a.m. Present were Commissioners Christmann, Kroshus and Fedorchak.

Minutes

Mr. Christmann: I move the minutes of April 25 and 30, 2018 be approved.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Compliance Division  
Grain Warehouse and Grain Buyer  
Update

Mr. Christmann: I move the Commission acknowledge the issuance of the following new grain buyer license which became effective during the month of April 2018.

ROVING GRAIN BUYER LICENSE

Business Name	Location	Projected Purchases (bu.)	Effective Date
Mercaris Corporation	Silver Spring, MD	1	4/9/2018

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-18-148  
Craig Argabirhgt  
Auctioneer  
License Application

Mr. Christmann: I move the Commission approve the auctioneer license application for Craig Argabirhgt, Minot, North Dakota.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-18-149  
Reuer Auction Service  
Auction Clerk  
License Application

Mr. Christmann: I move the Commission approve the auction clerk license application for Reuer Auction Service, Bowdle, South Dakota.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-17-453  
Falkirk Mining Company  
Revision 37, Permit NAFK-8405  
Approval

Mr. Christmann: I move the Commission conditionally approve Revision No. 37 to Surface Coal Mining Permit NAFK-8405 held by Falkirk Mining Company, to mine the federal and private coal located in the SE1/4 of Section 10 of the permit, and to update other information, mining and reclamation plans in the permit.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-18-95  
2018 Wilton Phase 4,  
Shell Lake and Williams Cnty  
Project

Mr. Christmann: I move the Commission execute a contract with B & C Concrete Pumping, Inc. in the amount of \$1,545,750 for drilling and pressurized grouting for the 2018 Wilton Phase 4, Shell Lake and Williams County Road 9 Phase 6 AML Project.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-18-95  
2018 Wilton Phase 4,  
Shell Lake and Williams Cnty  
Project

Mr. Christmann: I move the Commission execute a contract with GEOSERV, INC. in the amount of \$51,200 for material testing and other services for the 2018 Wilton Phase 4, Shell Lake and Williams County Road 9 Phase 6 Material Testing AML Project.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-18-96  
2018 Morton County AML Project  
Project

Mr. Christmann: I move the Commission execute a contract with Wilson Construction, Inc. in the amount of \$252,400 for construction services at the 2018 Morton County AML Project.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-18-146  
2019 Administration and  
Enforcement Grant  
Application

Mr. Christmann: I move the Commission submit the 2019 Administration and Enforcement Grant Application to the Office of Surface Mining Reclamation and Enforcement to request federal funds that are needed to carry out the coal regulatory program for the next one-year grant period that begins July 1, 2018 and ends June 30, 2019.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-18-150  
Ypsilanti Equity Elevator Company  
License No. 98 - Ypsilanti, ND  
Discontinue Business

Mr. Christmann: I move the Commission adopt the Order Granting Request to Discontinue Business in Ypsilanti Equity Elevator Company, License No. 98 – Ypsilanti, ND, Discontinue Business, Case No. GE 18-150.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-18-151  
Hebron Farmers Elevator Co  
License No. 81 - Hebron, ND  
Discontinue Business

Mr. Christmann: I move the Commission adopt the Order Granting Request to Discontinue Business in Hebron Farmers Elevator Co, License No. 81 – Hebron, ND, Discontinue Business, Case No. GE 18-151.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-18-152  
BTR Farmers Coop  
License No. 1325 - Drake, ND  
Discontinue Business

Mr. Christmann: I move the Commission adopt the Order Granting Request to Discontinue Business in BTR Farmers Coop, License No. 1325 – Drake, ND, Discontinue Business, Case No. GE 18-152.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-18-153  
Harrold Terminal LLC  
Roving Grain Buyer - Harrold, SD  
Discontinue Business

Mr. Christmann: I move the Commission adopt the Order Granting Request to Discontinue Business in Harrold Terminal LLC, Roving Grain Buyer – Harrold, SD, Discontinue Business, Case No. GE-18-153.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-11-69  
Meadowlark Wind I LLC  
New Frontier Wind Energy Project -  
McHenry County  
Siting Application

Ms. Fedorchak: I move the adopt the Order denying a request for amendment to the Commission's May 10, 2017 Order on Continuing Suitability in Meadowlark Wind I, LLC, New Frontier Wind Energy Project – McHenry County, Siting Application, Case No. PU-11-69.

Mr. Kroshus: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-764  
ONEOK Rockies Midstream, L.L.C.  
Demicks Lake Gas Processing Plant -  
McKenzie Cnty  
Siting Application

Ms. Fedorchak: I move the Commission adopt the First Amended Findings of Fact, Conclusions of Law and Order in ONEOK Rockies Midstream, L.L.C., Demicks Lake Gas Processing Plant – McKenzie County, Siting Application, Case No. PU-14-764.

Mr. Kroshus: I second the motion.

Roll Call: All voting "Aye."

New Hire -  
Grain Warehouse Inspector

Mr. Christmann: I move the Commission acknowledge the offer to and acceptance of Anthony J. Schwartz to fill Position No. 5012, Grain Warehouse Inspector (.75 FTE, average of 30 hours/week), effective May 14, 2018, under the terms specified in the May 3, 2018 written offer of employment.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:15 A.M.

  
Executive Secretary

  
RANDY CHRISTMANN, CHAIRMAN